NO WRONGS IN **DUAL SUBWAY** DEAL--MORGAN

Financier on Stand Five Hours Before Thompson Committee.

TILT OVER QUESTION REGARDED AS INSULT

J. P. Morgan yesterday faced a five subways? J. P. Morgan yesterday faced a five hour fusillade from the Thompson committee's subway catechism. The results were negative so far as the committee's like unsigned offer of Interborough record is concerned. Mr. Morgan assured his inquisitors that he knew of nothing improper in the entire dual substatistics that Mr. Shonts showed to

way transaction from beginning to end.

Frank Moss, the committee's counsel.

Seemingly did not fail to ask the financier about any phase of the long nego-borough up to March, 1910. Mr. Morgan and a hand clasp before the witness left

The high lights of Mr. Morgan's testimony were these:

He did not know what induced the late Mayor Gaynor and Comptroller Prendergast to change their attitude toward the Interborough's subway pro posals except "good business reasons. posais except "good business reasons."

Ile understood that the statistics furnished to the Mayor by President Theodore P. Shonts of the Interborough on the St. James visit to Mayor Gaynor, probably helped to convince the Mayor. but, added Mr. Morgan: "If you mean to ask me if it was dollars besides, I say no. That is the implication in your question."

Mr. Morgan repeated his previous tes timony regarding the proposed third tracking contract for John F, Stevens and denied that he had ever written a reproving Ms. Shonts for trying to ugh board. When the late Gardiner M. Lane and William A. Read, both direc-tors, complained to him about the con-tract. Mr. Morgan said he asked Mr. Shonts about it, informing him of their capable of making a trade with the objections, and was told by Mr. Shonts city." vithout the consent of the entire Inter-

T. A. Gillespie Company for third racking the Manhattan elevated

The question that nettled Mr. Morgan as about the \$250,000 which J. P. was about the \$250,000 which J. P. Morgan & Co. received from the Interborough for services prior to the signing of the subway contracts with the city. Mr. Moss had read from a letter of Mr. Morgan to Mr. Shonts dated July 26, 1911, in which Mr. Morgan advised Mr. Shonts that it would be "wiser for the Interborough not to appear to be subway hunting." Mr. Morgan had said he thought his company earned its fee and ught his company earned its fee and eplained that he had advised Mr. Shonts in shaping a policy so the Interborough sould go to the Public Service Commis-sion and the city and say the company could produce the money needed finance its subway propositions.

Both Cool Off Rapidly.

forward in his chair and leaning acruss
the counsel table. "I did not come here
to be insuited. You are putting questions

When the afternoon session began

"That's an insult too," declared Mr.
Moss, hotly,
"Now, let's not get into a B. R. T.
argument," interposed Senator Thompson
in the interest of peace.
"T'm a little fellow in New York," continued Mr. Moss, "but I'm very proud."
"So am I," exclaimed the witness.
But both men rapidly cooled off. Mr.
Morgan turned to his inquisitor with a
smile and said:

mile and said:
"Mr. Moss, I didn't mean to incult

"And I didn't mean to insult you,"
seturned counsel. "The trouble, Mr.
Morgan, is that it is not often that you
are subjected to a real examination."
"I hope you enjoy it more than I de,"
and Mr. Morgan, "but I don't think that
last question was sticking to business."
Mr. Morgan was accompanied to the

inst question was sticking to business."
Mr. Morgan was accompanied to the committee room by his counsel, Richard V. Lindabury. He was well guarded throughout the hearing. The camera men had lined up their tripods in front of the witness chair. Mr. Morgan protested at first, but then he submitted meekly and laughed when the photographers jockeyed for advantageous positions as he posed before them. Some of them were late and he even stood for them for a second or two on the street cutside the Municipal Building after the morning session had ended. norning session had ended.

Early Negotiations. Mr. Moss led the witness through the

early stages of the subway negotiations with our friends.
of 1909, when Mr. Shonts first proposed
to him that the Interborough build more
Hence its re subways. The two early offers to build the subways at the Interborough's ex-pense came next. Mr. Morgan said he pense came next. Mr. Morgan said he never objected to the Interborcugh's first proposals to build the subways with private capital alone. Mr. Moss read from a series of letters exchanged between the Morgan firm and the Interborcugh regarding the much talked of offer of March 10, 1910, upon which a tentative agreement was reached at the home of Chairman William R. Willcox of the Public Service Commission. Public Service Commission.

"Can you recall any conversations with Mr. Shonts about the offer of March 10?" asked Mr. Moss. "Nothing definite," responded the wit-

"Nothing dennite," responded the witness.

"Was it you who suggested that the city should put up its money with the Interborough?"

"I don't know who suggested it. I don't think I did. It seemed to me that the city wanted more subways and under a change of law in 1909 was in a position to use its own money. The Interborough wanted more subways, and I didn't see why the two should not get together and make a joint proposition."

Ev.

Mr. Morgan said he was not very familiar with the political promises of the Mayor, Comptroller and other city exicials, and did not look upon them as Interborough "enemies," but, along with the Interborough people, as men who wanted a proper subway system. He said he did not know that the Mayor had denounced the Interborough, that he had said he would not be a party to any agreement with the company or that he would oppose any proposition other than city owned and built subways. He said he was abroad at the time. Mr. Moss asked:
"Didn't some one suggest that there

Didn't some one suggest that there

own money?"

"I don't think so," said Mr. Morgan had spoken to him about it just before recess in an exchange of gan. "I think you are approaching this matter from the point of view that the Interborough thought it would be cheaper for it if the city used city money in the new subways. That was not the situation as I understood it. The Interborough thought it could not put all its money into subways if the city was to be its competitor on lines built parallel only 300 feet away. Mr. Davison and I saw Mr. McAneny in the summer of 1910 and asked him if the city had money enough to build the subways without calling for any Interborough money. Mr. McAneny said he thought not. Therefore the question arose why cannot the city and the Interborough get together and supply the companies and obligations in connection with the Gillespie contract?" "No."

"You mean to say you charged \$250,000 for just talking with him?" asked Mr. Moss. "Ves, and it was worth it."

"Wes, and it was worth it."

"Wes, and it was worth it."

"Wes, and it was worth it."

"Yes, and it was vorted as the could not put all about commitments and obligations in connection with the Gillespie contract?"

"No."

"You never paid it back or gave the company credit later?"

"No."

"And yo terborough get together and supply the capital jointly."

Gaynor's Reversal.

'Didn't you know," asked Mr. Moss. that there was a deliberate attempt power and to cast doubt upon its ability to furnish sufficient capital to build

With one exception he got said he had never discussed the traction quick, frank, good natured responses subject with Mayor Gaynor. As to whether their points of view were well known to each other Mr. Morgan said: garded a question as insulting—was "I don't know what his reason was ironed out in an exchange of apologies [for changing]. I recall no description

he had accomplished the change of attitude on the part of Mr. Gaynor?"
"I don't recall, but he showed me
the statistics and figures he submitted

to the Mayor."
"Then you think it was the figures?"
"I think it was the figures that convinced the Mayor. But if you mean to ask me if it was dollars besides, I say

uestion."
"I find many people read things into my questions that are not intended," said Mr. Moss.
"Perhaps you will change the form

of your question."
"No. It is pregnant. Now, do you know what gave the Interborough confidence, as against the public officials who had expressed enmity, to put in a proposition much stiffer than the

reasons. In every case my only ques-tion was: 'Is this proposition you are putting up safe for the bonds?' I was not concerned with the policy of the not concerned with the policy of the city officials. I was not a director of the Interborough—merely financial adviser. I felt that Mr. Shonts was

"Didn't it ever occur to you that the policy of dealing with the city was one you might be interested in?"

"No. It was not my affair. I was not consulted about that and I don't but into other people's affairs. The one thing that was important to us was whether the transaction was safe and creditable. The way the Interborough approached the city officials or conducted themselves in working out an arrangement was no affair of mine."

"Do you know how the preferential got in?"

"If you want my guess I should say in order to provide private capital which the enormous plan required. I don't know who proposed it."

Then Mr. Moss took up the third

Then Mr. Moss took up the third tracking subject. Mr. Morgan remarked that he had testified fully as to that before. As to the Stevens contract, Mr. Morgan testified: "I told Mr. Shonts that I understood Mr. Lane and Mr. Read were disturbed by the contract and that the board did not approve of "How much did you charge him?" bonds and was extravagant to the company; that they should not give it to stevens at 10 per cent. Mr. Shonts assured me it would not be given to Stevens at 10 per cent. Mr. Shonts assured me it would not be given to Stevens at 10 per cent. Mr. Shonts assured me it would not be given to Stevens at 10 per cent. Mr. Shonts assured me it would not be given to Stevens at 10 per cent. Mr. Shonts assured me it would not be given to Stevens at 10 per cent. Mr. Shonts assured me it would not give it to Stevens at 10 per cent. Mr. Shonts assured me it would not give it to Stevens at 10 per cent. Mr. Shonts assured me it would not give it to Stevens at 10 per cent. Mr. Shonts assured me it would not give it to Stevens at 10 per cent. Mr. Shonts assured me it would not give it to Stevens at 10 per cent. Mr. Shonts assured me it would not give it to Stevens at 10 per cent. Mr. Shonts assured me it would not give it to Stevens at 10 per cent. Mr. Shonts assured me it would not give it to Stevens at 10 per cent. Mr. Shonts assured me it would not give it to Stevens at 10 per cent. Mr. Shonts assured me it would not give it to Stevens at 10 per cent. Mr. Shonts assured me it would not give it to Stevens at 10 per cent. Mr. Shonts assured me it would not give it to Stevens at 10 per cent. Mr. Shonts assured me it would not give it to Stevens at 10 per cent. Mr. Shonts assured me it would not give it to Stevens at 10 per cent. Mr. Shonts assured me it would not give it to Stevens at 10 per cent. Mr. Shonts assured me it would not give it to Stevens at 10 per cent. Mr. Shonts assured me it would not give it to Stevens at 10 per cent.

which would indicate that I was trying be put something over."
"That's an insult too," declared Mr.

When the afternoon session began Senator Thompson took time to correct the impression that he had said Mr.



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was an easier and cheaper way to build the subways than with the company's own money?"

"I don't think so," said Mr. Mor- it just before recess in an exchange of \$250,000 for just talking with him?"

Morgan had gone to Europe to evade the committee's subpossa. It seems that almost daily."

"Do you mean to say you charged \$250,000 for just talking with him?"

t into your office?"
"Certainly not, sir," Mr. Morgan shot

"Yes, but at the time we put in our claim the proposition was all off."
Mr. Morgan explained that later, when the deal went through, he bought the bonds, \$160,000,000 worth, at 93½ and sold them to a syndicate at 96, making a profit of about \$4,000,000. The committee then got itself all tangled up in financial problems, finally asking Mr. Next Mr. Moss read from a letter of

Next Mr. Moss read from a letter of Mr. Shonts to Henry P. Davison, in which Mr. Shonts said their "mutual friend" thought the time about ripe to submit another offer. This was in December, 1910. Mr. Morgan did not know, he said, who was the "mutual friend." As to whether it was Gaynor, he said it was more unlikely to have been him than Mr. Willcox, Seth Low, Mr. Morgan refused to acquiesce in that bellef. He admitted, though, that his banking firm needed "every drive there was in us to get that money at the total the said, was acting as a friend, as Mr. Morgan believed he had every right! Aneny or twenty others. Mr. Will-he said, was acting as a friend, as Morgan believed he had every right he would feel very sorry if everything

"that very likely Mayor Gaynor was the mutual friend?" "I told you," said Mr. Morgan, "I otherwise to certain questions which still puzzle the committee in its theorizing on the committee's attitude and questions—
the change of heart of Mayor Gaynor
and the Comproller, the Shonts visit to
St. James, the Mirabeau Towns affair,
&c. Mr. Morgan replied:

"You ask me what I know about it,
and I'll tell you. I know of nothing
improper that was done in this transaction from the beginning to the end."
Senator Thompson admitted that he
though Mr. Morgan knew of po improprieties, remarking that sometimes
"people put things over."

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St. Mr. Morgan knew of points.

SUMMONS SERVED ON BURNS.

Returnable Before Chief Magistras.

people put things over." Mr. Morgan pleasantly referred to the recent robery in his office. Mr. Moss spoke about the wire tapping case and then asked:

"Speaking about telegrams, it never the property in his office." McAdoo was served on William J. Burns, "Speaking about telegrams, it never the Penal Code. The charge grew out appened that anybody else's telegrams of the alleged copying and "publishing" of private papers in the offices of Sey-

**Certainly not, sir, back at him.

The counsel to the committee brought up the claim of J. P. Morgan & Co. for \$250,000 for services prior to November, 1911, and for \$250,000 for the synthesis and the synthesis of the synthesi ber, 1911, and for \$250,000 for the synthesis of the synthesynthesis of the synthesis of the synthesis of the synthesis of th money. The \$250,000 for the firm, he said, was for holding money in readiness. He had to make arrangements, as did his associates, to have about \$100,000,000 on call, and they thought they ought to be compensated for that service. He said he knew of no other instance before where that much monay instance before where that much monay in the same and the service. He said he knew of no other instance before where that much monay instance before where that much monay in the same and th

"and said they would probably want to York Municipal Raiway Corporation to issue more capital and wanted us to be with them so they wouldn't get themsty."

Not His Agair.

"Toldn't it ever occur to you that the local devices the control of the P. J. Carlin Construction Company at \$250,700 for the construction of the with them. We had to handle our business in such a way that we could business in such a way that we could produce the money when it was wanted. Ign, to Cliffeide avenue, Jamaica.

TO SIT IN TAP CASE

Swann Determined to Have Open Inquiry Instead of Going to Grand Jury.

TO GIVE ALL A HEARING

District Attorney Swann is determined to have an open inquiry on the informa-tion laid before him by Mayor Mitchel concerning developments in the tapping of private telephone wires despite the fact that Judge Otto A. Rosalsky of General Sessions yesterday refused to sit as a magistrate in the proposed inquiry. The District Attorney laid the subject before Judge Rosalsky and thought he would help him out by taking the testi-

he would feel very sorry if everything advised against any open investigation that was done in the transaction was not right.

advised against any open investigation of the matters pertinent to the controversy and said the Grand Jury was the proper tribunal to hear the testimony "Of course," said Judge Rosalsky, annot determine what course the trict Attorney will take, but I told him I thought the matter was of a serious nature and of such a character that It should go direct to the Grand Jury and that body of citizens will take car and that body of citizens will take care that the rights of all are preserved. I told him I would not act, and I may say that I have refused to do likewise in other cases when called upon by the District Attorney."

last night that he would ask a Supreme Court Justice to take the testimony.

Mr. Swann, who served as a Judge on the General Sessions bench for several years, said earlier in the day that he wanted a full and open investigation of all the charges made by every one who thinks he has a grievance. He stipulated that he did not think the question of tapping the telephone wires of several women would be a subject of inquiry.

"I do not know of a better way," said he, "to get at the facts than to get a

"I do not know of a better way," said he, "to get at the facts tham to get a Judge who is responsible to the people to hear these charges. There are already counter charges pending, as between the Mayor and priests of the Catholic Church. On the one side the Mayor says certain reasons were advanced for the tapping of the wires of the priests, and on the other there is a denial on their near that they have committed or their part that they have committed or attempted to commit any crimes that warranted the action of the Police Commissioner or Mayor in directing a tap on their wires. It is a subject that should be thoroughly aired, and after the open hearings are held I think the public will be satisfied as to the situation

"If I took this matter before Mayor's by his appointive power. He has the appointment of police court

to remove it from such jurisdiction to a Judge elected by the people and to make the latter responsible for the facts to be brought out."

The District Attorney said he had an The District Attorney said he had an appointment this morning with Peter J. Brady, secretary of the Allied Printing Trades Council, who asserts that the wires of union labor men have been tapped. He said he would give him full opportunity to air his grievances before such Judge as he might be able to get and at the proper time.

CALLS MAYOR PAUL PRY

Priest Issues Statement Attacking Mitchel on Tapping Question.

Rita's Roman Catholic Church, the Boulevard and Webster avenue, Long Island City, yesterday issued a state-ment attacking Mayor Mitchel for the communication he sent to District At-torney Swann in connection with the recent wire tapping investigation.

The statement accuses the Mayor of "Indulging in insinuation and flights of rhetoric and imagination," and also takes exception to his statement that he has long been aware of a well or-ganized and persistent effort to dis-credit the work of the Commissioner of

dence)," says Father Higgins. "or shut up. He has already brought enough discredit on this city to last for a generation. By his wonderful accomplishments as a wire tapper, an eavesdropper and a Paul Pry he has won the contempt of the thoughtful and is now trying to befog the issue by wild statements which will not bear analysis."

Growing still warmer in his attack or the ballenges him

on the Mayor the priest challenges him to prove his statement that the waifs in the city's child caring institutions are not well fed, well clothed and humanely treated.

Father Higgins's statement also aims

After Judge Rosalsky had refused to act Mr. Swann was asked what he proposed to do next. His answer was, "I will find another Judge." It was reported last night that he would ask a Supreme Court Justice to take the testimony.

Mr. Swann, who served as a Judge on Mr. Swann, who served as a Judge on led to do this by his "mania for publicity".

P. S. C. CREATES NEW OFFICE.

of Accounts for Dual Subway.

Frederick W. Lindars, formerly of appointed yesterday to a new position in the Public Service Commission, chief accounts, which will pay \$8,000 a par. Several of the new lines of the dual system will be in operation soon and it will be Mr. Lindars's duty to establish an adequate system of accounting under the dual subway sys-tem. Mr. Lindars is 37 years old, a native New Yorker and a certified public

accountant in the Bureau of Municipal Research, engaged upon various accounting problems in connection with the cit government. It is presumed that the creation of the new position in Public Service Commission is largely result of the disclosures about the has the appointment of police court counting systems of the commission magistrates, and therefore I would like the Thompson legislative committee.

sie Tells How Workhouse Term Affected Him.

In a cell at Police Headquarters is a young man, a victim of the drug habit, who was arrested yesterday as a thief. He took the drug cure, but it failed. Then he was caught with the drug in his possession and was sent to the work-house for six months. While there, min-gling with hardened criminal types, he

house for six months. While there, mingling with hardened criminal types, he says he was won to their viewpoint and decided upon a criminal career.

Harry Barton, 27 years old, of 3398
Cannon street, Poughkeepsie, is the young man. He says his father is a wealthy retired hotel keeper and that he has been a disgrace to his family. Detectives Ditsch and Frazer arrested him leaving a department store on Fifth average of the strike leaders announced yesterday that none of the strikers has accepted leaving a department store on Fifth avenue. He admitted he had stolen four nue. He admitted he had stolen four pairs of silk stockings which were found in his pocket. He also had a powder to work.

which he said was morphine.

"After I landed from the island this morning I took a shot," he said, "and I set out to be a thief. This raincoat had a \$35 ticket on it. Here it is." The ticket showed it had been stolen from a clothing shop on Fifth avenue.

"This cigar case had a \$30 tag on it. You will find it inside." The case re-

soaked the revolver and toilet set for soaked the revolver and toilet set for fifteen clergymen who have agreed to preach sermons on behalf of the cloak The detectives thought Barton was until the criminal records were searched thout avail for his finger prints.

5,000 MACHINISTS STRIKE.

Eight Hour Day Demand. NEWARK, N. J., June 15 .- Five thous and machinists went on strike to-day because they were refused an eight hour workday without reduction in wages. A dozen large shops were affected. A mass meeting was held in the Labor Lyceum in South Fourteenth street, where the leaders declared that the ranks of the strikers will be greatly

augmented to-day.

Eighty shop owners who recently formed the Newark Metal Trades Association as a branch of the national or- dent. They discussed with Mr. Edisor ganization propose to fight to a finish.

CAN'T CONCEDE RIGHT FOR DAY OF THEFTS TO STRIKE AT ANY TIME

Young Man From Poughkeep- Agreement Thus Would Be Useless, Says Cloak Mannfacturers' Head.

> E. J. Wile, president of the Close Suit and Shirt Manufacturers Protective Association, has sent a letter to Allan saying that the manufacturers could no

Benjamin Schlesinger, president of the International Ladies Garment Workers Union, cited resolutions adopted by the workers of Max Rubel & Co., 48 West Twenty-fifth street, as atypical of action taken by the strikers of other shops. This resolution "repudiated with deep scorn the brazen attempt of the em-ployers to slander our officers and lead-ers," and added: "Our employers are endeavoring to pull the wool over eyes in order to weaken our loyalty the union, our only tower of defence

strikers next Sunday.

Harry Cohen, manager of the Children's Dressmakers' Local No. 12, early yesterday that 3,500 members of the union have decided to donate two hours union have decided to donate two hours work a week to the strikers. A donation of \$1,000 was also voted.

The Cloth Hat and Cap Makers National Union, the Amalgamated Clothing Workers of American and the Ladies Waist Makers Union have each voted \$10,000 to the strikers. It was said that Jacob H. Schiff sent a check of \$5,000 in aid of the cause.

Maderos Are Edison Visitors ORANGE, N. J., June 15,-Visitors t West Orange yesterday included Francisco Madero, father of the late President Mexico, Gen. Raoul Madero, at on time a Villa commander, and Miss Ardela Madero, sister of the slain Pres

The Cinderella Man

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SATTLE THRILLS

SATTLE THRILLS

SATTLE THRILLS

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Mats. To-m'w & Wed. 2:20 🔪 ERY GOOD EDDIE A Musical Comedy That Is Different

Maxine Elliott's Mats. To-m'w& Wed. 2 20 MARIE TEMPEST

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